

## INCOMING TELEGRAM

*Department of State*

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FROM: PARIS

FROM: PARTS Downgraded To: SECRET CONFIDENTIAL  
TO: Secretary of State LEO 11652: XGDS-2 (3)  
NO: POLTO 2308, FEBRUARY 13 1975 8 P.M. August 1, 1975 (3)

SENT DEPARTMENT POLTO 2308, REPEATED INFORMATION BONN POLTO 386. 2

## LIMIT DISTRIBUTION

SCHWOERBEL, ACTING GERMAN PERMREP, TALKED RATHER FRANKLY WITH US ON SUBJECT LACK OF ANY RPT ANY PREPARATIONS OR LEGAL AUTHORITY ON PART FEDREP TO TAKE EMERGENCY MEASURES TO BACK STRONG STAND REGARDING ACCESS TO BERLIN. POINTED OUT THAT FEDREP, UNDER PRESENT POWERS, COULD NOT REQUISITION A SINGLE RAILWAY CAR OR TRUCK TO HELP SUPPLY GARRISON FORCES; HAS NO AUTHORITY TO TAKE MOBILIZATION MEASURES; HAS MADE NO PROVISION FOR REFUGEES FROM EASTERN PART OF FEDREP WHO, HE SAID, COULD BE EXPECTED TO MOVE TO WEST IN THOUSANDS IF SITUATION COMES TO A SHOWDOWN. SAID BONN UNABLE IN TERMS POLITICAL SITUATION TO ACQUIRE NECESSARY EMERGENCY POWERS FROM BUNDESTAG. ONLY RE COURSE WOULD BE TO REQUEST U.S., U.K. AND FRANCE TO DECLARE STATE OF EMERGENCY, WHICH, IN HIS JUDGMENT, WOULD BE VERY BAD POLITICALLY IN GERMANY.

WHILE WE ARE AWARE THIS PROBLEM KNOW TO DEPARTMENT,  
AS WELL AS EMBASSY BONN, WE THOUGHT IT WORTHWHILE  
TO REPORT DEEP CONCERN OF GERMAN REPRESENTATIVE HERE  
ON THIS SUBJECT.

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